

SENATE BILL No. 1292

September 19, 2012, Introduced by Senator HILDENBRAND and referred to the Committee on Economic Development.

A bill to amend 1968 PA 330, entitled
"Private security business and security alarm act,"
by amending section 2 (MCL 338.1052), as amended by 2010 PA 68.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) As used in this act:

2 (a) "Commission" means the commission on law enforcement
3 standards created under section 3 of the commission on law
4 enforcement standards act, 1965 PA 203, MCL 28.603.

5 (b) "Department" means the department of ~~energy, labor, and~~
6 ~~economic growth~~ **LICENSING AND REGULATORY AFFAIRS**, except that in
7 reference to the regulation of private security police and private
8 college security forces, department means the department of state
9 police.

1 (c) "Governing board" means a board of regents, board of
2 trustees, board of governors, board of control, or other governing
3 body of an institution of higher education.

4 (d) "Licensee" means a ~~sole proprietorship, firm, company,~~
5 ~~partnership, limited liability company, or corporation~~ **PERSON**
6 licensed under this act.

7 **(E) "PERSON" MEANS AN INDIVIDUAL, LIMITED LIABILITY COMPANY,**
8 **CORPORATION, OR OTHER LEGAL ENTITY.**

9 **(F)** ~~(e)~~-"Private college security force" means a security
10 force ~~created~~ **AUTHORIZED** under section 37.

11 **(G)** ~~(f)~~-"Private security guard" means an individual or an
12 employee of an employer who offers, for hire, to provide protection
13 of property on the premises of another, and includes an employee of
14 a private college security force.

15 **(H)** ~~(g)~~-"Private security police" means that part of a
16 business organization or educational institution primarily
17 responsible for the protection of property on the premises of the
18 business organization, but does not include a private college
19 security force.

20 **(I)** ~~(h)~~-"Security alarm system" means a detection device or an
21 assembly of equipment and devices arranged to signal the presence
22 of a hazard ~~requiring~~ **THAT REQUIRES** urgent attention or to which
23 police are expected to respond. Security alarm system includes any
24 system that can electronically cause an expected response by a law
25 enforcement agency to a premises by means of the activation of an
26 audible signal, visible signal, electronic notification, or video
27 signal, or any combination of these signals, to a remote monitoring

1 location on or off the premises. Security alarm system does not
2 include a video signal that is not transmitted over a public
3 communication system or a fire alarm system or an alarm system that
4 monitors temperature, humidity, or other condition not directly
5 related to the detection of an unauthorized intrusion into a
6 premises or an attempted robbery at a premises. **SECURITY ALARM**
7 **SYSTEM DOES NOT INCLUDE AN IP-ENABLED PREMISES SECURITY,**
8 **MONITORING, AND CONTROL SYSTEM AS DEFINED IN SECTION 2 OF THE**
9 **INTERNET PROTOCOL-ENABLED PREMISES SECURITY, MONITORING, AND**
10 **CONTROL ACT.**

11 (J) ~~(i)~~-"Security alarm system agent" means ~~a person~~**AN**
12 **INDIVIDUAL** employed by a security alarm system contractor whose
13 duties include the altering, installing, maintaining, moving,
14 repairing, replacing, selling, servicing, monitoring, responding
15 to, or causing others to respond to a security alarm system.

16 (K) ~~(j)~~-"Security alarm system contractor" means a ~~sole~~
17 ~~proprietorship, firm, company, partnership, limited liability~~
18 ~~company, or corporation~~**PERSON** engaged in the installation,
19 maintenance, alteration, monitoring, or servicing of security alarm
20 systems or who responds to a security alarm system. Security alarm
21 system contractor does not include a business that only sells or
22 manufactures security alarm systems unless the business services
23 security alarm systems, installs security alarm systems, monitors
24 or arranges for the monitoring of a security alarm system, or
25 responds to security alarm systems at ~~the~~**A** protected premises.

26 (L) ~~(k)~~-"Security business" means a person ~~or business entity~~
27 engaged in offering, arranging, or providing 1 or more of the

1 following services:

2 (i) Security alarm system installation, service, maintenance,
3 alteration, or monitoring.

4 (ii) Private security guard.

5 (iii) Private security police.

6 (2) All businesses ~~furnishing~~ **THAT PROVIDE** security alarm
7 systems for the protection of persons and property ~~, AND~~ whose
8 employees and security technicians travel on public property and
9 thoroughfares in the pursuit of their duties ~~, are~~ subject to this
10 act.

11 (3) A communications common carrier ~~providing~~ **THAT PROVIDES**
12 communications channels under tariffs for the transmission of
13 signals in connection with an alarm system is not subject to this
14 act.

15 (4) ~~Railroad policemen~~ **A RAILROAD POLICEMAN WHO IS** appointed
16 and commissioned under the railroad code of 1993, 1993 PA 354, MCL
17 462.101 to 462.451, ~~are exempt from~~ **IS NOT SUBJECT TO** this act.

18 (5) **A SYSTEM PROVIDER, AS DEFINED IN SECTION 2 OF THE INTERNET**
19 **PROTOCOL-ENABLED PREMISES SECURITY, MONITORING, AND CONTROL ACT,**
20 **THAT IS REGISTERED UNDER THE INTERNET PROTOCOL-ENABLED PREMISES**
21 **SECURITY, MONITORING, AND CONTROL ACT IS NOT SUBJECT TO THIS ACT.**

22 Enacting section 1. This amendatory act does not take effect
23 unless Senate Bill No. 1291

24 of the 96th Legislature is enacted into law.